

UNITED STATES DISTRICT COURT

for the
District of South Carolina

Frederick L. Cabbagestalk

Plaintiff

v.

Lt. McMillian, Classification; Major Darryl
McGainey, Major of Security; Lt. Glover,
Disciplinary Hearing Officer in their individual
and official capacity as county employees;
Sumter-Lee Regional Detention Center*Defendants*

Civil Action No. 0:13-cv-00212-MGL

JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:☐ the plaintiff *(name)* _____ recover from the defendant *(name)* _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* _____ recover costs from the plaintiff *(name)* _____.☒ other: the plaintiff, Frederick L. Cabbagestalk, shall take nothing of the defendant; Sumter-Lee Regional Detention Center, from the complaint filed pursuant to 42 U.S.C. § 1983 and this action is dismissed without prejudice.☒ other: the plaintiff, Frederick L. Cabbagestalk, shall take nothing of the defendants, Lt. McMillian, Major Darryl McGainey, and Lt. Glover, as to the complaint filed pursuant to 42 U.S.C. §1983 and this action is dismissed with prejudice for lack of prosecution and for failure to comply with this court's orders pursuant to Rule 41(b).This action was *(check one)*:☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.☒ decided by the Honorable Mary G. Lewis, United States District Judge, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which dismissed the case with prejudice.

Date: November 7, 2013

ROBIN L. BLUME, CLERK OF COURT

s/A. Buckingham

Signature of Clerk or Deputy Clerk